

# Senate Study Bill 1153

SENATE FILE \_\_\_\_\_  
BY (PROPOSED COMMITTEE ON  
ENVIRONMENT AND ENERGY  
INDEPENDENCE BILL BY  
CHAIRPERSON BLACK)

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

## A BILL FOR

1 An Act relating to the collection and expenditure of storage tank  
2 management fees.  
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
4 TLSB 1259SC 83  
5 tm/nh/8

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1 1 Section 1. Section 455B.479, Code 2009, is amended to read  
1 2 as follows:  
1 3 455B.479 STORAGE TANK MANAGEMENT FEE.  
1 4 An owner or operator of an underground storage tank shall  
1 5 pay an annual storage tank management fee of sixty-five  
1 6 dollars per tank of over one thousand one hundred gallons  
1 7 capacity. ~~Twenty-three percent of the~~ The fees collected  
1 8 shall be deposited in the storage tank management account of  
1 9 the groundwater protection fund. ~~Seventy-seven percent of the~~  
~~1 10 fees collected shall be deposited in the Iowa comprehensive~~  
~~1 11 petroleum underground storage tank fund created in chapter~~  
~~1 12 455G.~~  
1 13 Sec. 2. Section 455E.11, subsection 2, paragraph d, Code  
1 14 2009, is amended to read as follows:  
1 15 d. A storage tank management account. All fees collected  
1 16 pursuant to section 455B.473, subsection 5, and section  
1 17 455B.479, shall be deposited in the storage tank management  
1 18 account, ~~except those moneys deposited into the Iowa~~  
~~1 19 comprehensive petroleum underground storage tank fund pursuant~~  
~~1 20 to section 455B.479. Funds. Moneys deposited in the account~~  
1 21 shall be expended for the following purposes:  
1 22 (1) One thousand dollars is appropriated annually to the  
1 23 Iowa department of public health to carry out departmental  
1 24 duties under section 135.11, subsections 20 and 21, and  
1 25 section 139A.21.  
1 26 (2) ~~Twenty-three percent of the proceeds of the fees~~  
~~1 27 imposed pursuant to section 455B.473, subsection 5, and~~  
~~1 28 section 455B.479 shall be deposited in the account annually,~~  
~~1 29 up to a maximum of three hundred fifty thousand dollars. If~~  
~~1 30 twenty-three percent of the proceeds exceeds three hundred~~  
~~1 31 fifty thousand dollars, the excess shall be deposited into the~~  
~~1 32 fund created in section 455G.3. Three hundred fifty thousand~~  
~~1 33 dollars is The moneys remaining in the account after the~~  
~~1 34 appropriation in subparagraph (1) are appropriated from the~~  
1 35 storage tank management account to the department of natural  
2 1 resources for the administration of a state storage tank  
2 2 program pursuant to chapter 455B, division IV, part 8, and for  
2 3 programs which reduce the potential for harm to the  
2 4 environment and the public health from storage tanks.  
2 5 (3) ~~The remaining funds in the account are appropriated~~  
~~2 6 annually to the Iowa comprehensive petroleum underground~~  
~~2 7 storage tank fund.~~  
2 8 Sec. 3. Section 455G.8, subsection 3, Code 2009, is  
2 9 amended by striking the subsection.  
2 10 EXPLANATION  
2 11 This bill relates to the collection and expenditure of  
2 12 storage tank management fees.  
2 13 Currently, owners or operators of underground storage tanks  
2 14 pay an annual storage tank management fee. Twenty-three  
2 15 percent of each fee collected is deposited in the storage tank  
2 16 management account of the groundwater protection fund and 77  
2 17 percent is deposited in the Iowa comprehensive petroleum

2 18 underground storage tank fund.

2 19     The bill provides that 100 percent of each fee collected is  
2 20 deposited in the storage tank management account of the  
2 21 groundwater protection fund. The bill provides that, after an  
2 22 annual standing appropriation of \$1,000 to the department of  
2 23 public health to carry out departmental duties, the remaining  
2 24 moneys in the account are appropriated from the account to the  
2 25 department of natural resources for the administration of a  
2 26 state storage tank program and for programs which reduce the  
2 27 potential for harm to the environment and the public health  
2 28 from storage tanks. The bill eliminates the deposit of a  
2 29 portion of the storage tank management fee in the Iowa  
2 30 comprehensive petroleum underground storage tank fund.

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